



PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 03-465-C (400/142))**

In the Application of:)	
)	
McSwiggen et al.)	
)	Examiner: TBD
Serial No.: 10/757,803)	
)	Group Art Unit: TBD
Filing Date: January 14, 2004)	
)	
For: RNA Interference Mediated Inhibition of)	
Gene Expression Using Chemically)	
Modified Short Interfering Nucleic Acid)	

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. Section 1.97 - 1.99, the Applicant wishes to make the following references of record in the above-identified application. This Information Disclosure Statement is in compliance with the continuing duty of candor as set forth in 37 C.F.R. Section 1.56. This application is a continuation-in-part of US Serial No. 10/720,448 filed November 24, 2003, which is a continuation-in-part of US Serial No. 10/693,059 filed October 23, 2003, which is a continuation-in-part of US Serial No. 10/444,853 filed May 23, 2003, which is a continuation-in-part of US Serial No. 10/417,012 filed April 16, 2003 and is relied upon for an earlier filing date under 35 U.S.C. § 120. In accordance with Rule 37 CFR §1.98(d), all references have been previously cited and submitted to the Patent and Trademark Office with the prior application US Serial No. 10/444,853.

The Office has waived the requirement under 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 and for all international applications that have entered the

national stage under 35 USC § 371 after June 30, 2003. In accordance with this waiver, cited U.S. patents and U.S. patent application publications are not enclosed.

This statement is not a representation that the listed references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. Section 102 or Section 103.

Applicants do not believe any fee is due with this submission. If this belief is in error and the Patent Office determines that the fee prescribed in the relevant portion of 37 C.F.R. Section 1.97 is applicable, the undersigned attorney by his signature hereby authorizes any such fee to be debited from Deposit Account 13-2490.

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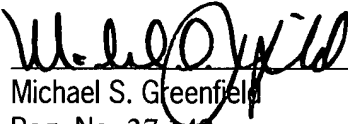
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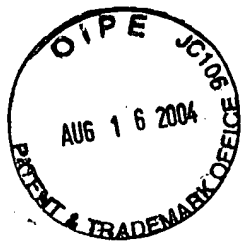
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Atty. Docket No.

03-465-C
(400/142)

Serial No.

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Applicant:

McSwiggen et al.

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		Document Number	Date	Country	Class	Subclass	Translation	
							Yes	No
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	*	2,359,180	08/03/00	CA (Kreutzer et al.)				
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	*	92/07065	04/30/92	WO (Eckstein et al.)				
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FORM PTO-1449
(Rev. 2-32)

U.S. Department of Commerce
Patent and Trademark Office

Atty. Docket No.

03-465-C
(400/142)

Serial No.

10/757,803

**INFORMATION DISCLOSURE
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	*	Wianny and Zernicka-Goetz et al., "Specific Interference with Gene Function by Double-Stranded RNA in Early Mouse Development," <i>Nature Cell Biology</i> 2:70-75 (2000)
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	*	Wu and Wu, "Receptor-mediated <i>in Vitro</i> Gene Transformation by a Soluble DNA Carrier System," <i>The Journ. of Biol. Chem.</i> 262:4429-4432 (1987)

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.

FORM PTO-1449
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03-465-C
(400/142)

Serial No.

10/757,803

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use several sheets if necessary)

Applicant:

McSwiggen et al.

Filing Date:

January 14, 2004

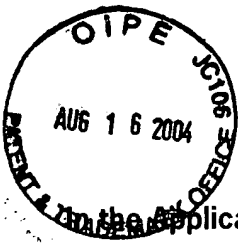
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	*	Wu-Pong et al., "Nucleic Acid Drug Delivery, Part 2; Delivery to the Brain," <u>BioPharm</u> 32-38 (1999)
	*	Yamada et al., "Nanoparticles for the delivery of genes and drugs to human hepatocytes," <i>Nature Biology</i> , Published online: 29 June 2003, doi:10.1038/nbt843 (August 2003 Volume 21 Number 8 pp 885-890) (2003)
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 03-465-C (400/142))

In the Application of:

McSwiggen et al.

Serial No.: 10/757,803

Filing Date: January 14, 2004

For: RNA Interference Mediated Inhibition of
Gene Expression Using Chemically
Modified Short Interfering Nucleic Acid

Examiner: TBD

Group Art Unit: TBD

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

TRANSMITTAL LETTER

In regard to the above identified application:

1. We are transmitting herewith the attached papers for the above identified new patent application:

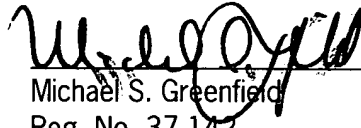
- ☒ Information Disclosure Statement;
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2. With respect to additional fees, no additional fee is required.

3. GENERAL AUTHORIZATION: Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.

4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450 on August 10 2004.

By :


Michael S. Greenfield
Reg. No. 37,142

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